

Serial No. 46821

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office APR 15 1983

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed APR 15 1983 under 46820

The applicant Mentaberry Brothers

\_\_\_\_\_ of McDermitt

\_\_\_\_\_ Street and No. or P.O. Box No. \_\_\_\_\_ City or Town

Nevada 89421 \_\_\_\_\_ hereby make <sup>s</sup> application for permission to change the

\_\_\_\_\_ State and Zip Code No. \_\_\_\_\_

Point of Diversion and Place of Use

\_\_\_\_\_ Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit No. 25092, Certificate 7389

\_\_\_\_\_ (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

\_\_\_\_\_ identify right in Decree.)

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1. The source of water is underground.

\_\_\_\_\_ Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.356 c.f.s.

\_\_\_\_\_ Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for irrigation.

\_\_\_\_\_ Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for irrigation.

\_\_\_\_\_ Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within the NE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 24, T.47N.,

\_\_\_\_\_ Describe as being within a 40-acre subdivision of public survey and by course and

R.37E., M.D.B.&M., or at a point from which the East Quarter corner of said

\_\_\_\_\_ distance to a section corner. If on unsurveyed land, it should be stated.

Section 24 bears S45°07'30"E 3,743.09'.

6. The existing permitted point of diversion is located within the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 20, T.47N.,

\_\_\_\_\_ If point of diversion is not changed, do not answer.

R.37E., M.D.B.&M., or at a point from which the Northeast corner of said

\_\_\_\_\_ distance to a section corner. If on unsurveyed land, it should be stated.

Section 20 bears N35°15'E 3,400'.

7. Proposed place of use 12.00 acres within the NW $\frac{1}{4}$  NE $\frac{1}{4}$  and 12.01 acres within the

\_\_\_\_\_ Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 24, T.47N., R.37E., M.D.B.&M. 24.01 acres total.

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8. Existing place of use 16.04 acres in the SE $\frac{1}{4}$  NE $\frac{1}{4}$ ; 2.88 acres in the NE $\frac{1}{4}$  SE $\frac{1}{4}$ ; 5.09

\_\_\_\_\_ Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

acres in the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 20, T.47N., R.37E., M.D.B.&M. 24.01 acres total

\_\_\_\_\_ manner of use of irrigation permit, describe acreage to be removed from irrigation.

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9. Use will be from March 15th to November 15th of each year.

\_\_\_\_\_ Month and Day \_\_\_\_\_ Month and Day

10. Use was permitted from March 15th to November 15th of each year.

\_\_\_\_\_ Month and Day \_\_\_\_\_ Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.) Well, pump, motor, pipelines.

\_\_\_\_\_ State manner in which water is to be diverted, i.e. diversion structure, ditches,

\_\_\_\_\_ pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$20,000.00

\_\_\_\_\_

13. Estimated time required to construct works Completed under Permits 30944 and 30945.

\_\_\_\_\_

14. Estimated time required to complete the application of water to beneficial use One (1) Year
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

ROBERT N. CALDWELL, R.L.S., S.W.R.S., AGENT

By s/Robert N. Caldwell

146 West Second Street  
Winnemucca, Nevada 89445-3493

Compared js/ bl jlm/br

Protested \_\_\_\_\_

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 25092, Certificate 7389, is issued subject to the terms and conditions imposed in said Permit 25092, Certificate 7389, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.356 cubic feet per second, but not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources, and not to exceed 96.04 acre-feet seasonally.

Work must be prosecuted with reasonable diligence and be completed on or before November 28, 1985

Proof of completion of work shall be filed before December 28, 1985

Application of water to beneficial use shall be made on or before November 28, 1988

Proof of the application of water to beneficial use shall be filed on or before December 28, 1988

Map in support of proof of beneficial use shall be filed on or before December 28, 1988

Completion of work filed JAN 22 1986 IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed MAR 22 1989 State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 28th day of NOVEMBER

Cultural map filed \_\_\_\_\_

Certificate No. 13277 Issued MAR 23 1992 A.D. 1983

